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6 UNITED STATES DISTRICT COURT

7 DISTRICT OF NEVADA

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9 JAMES DERRICK HUNDLEY, } Case No.: 3:10-CV-00406-RCJ-CLB
10 } Plaintiff, } ORDER ADOPTING AND ACCEPTING
11 } MINUTES OF THE COURT AND/OR
12 vs. } REPORT AND RECOMMENDATION OF
13 LISA WALSH, *et al.*, } UNITED STATES MAGISTRATE JUDGE
14 } (ECF NO. 45)
15 Defendants. }

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17 On September 16, 2020, Plaintiff filed a Notice of Appeal (ECF No. 45). The United
18 States Court of Appeals for the Ninth Circuit reviewed the record and vacated the magistrate
19 judge's September 3, 2020 order with instructions that "on remand, the district judge may treat
20 the magistrate judge's order as a report and recommendation." (ECF No. 51).

22 Before the Court is the Minutes of the Court of United States Magistrate Judge Carla L.
23 Baldwin (ECF No. 45¹) which shall be treated as a report and recommendation entered on
24 September 3, 2020 recommending that the Court deny Plaintiff's motions for temporary
25 restraining order and preliminary injunction (ECF Nos. 42 and 43). Plaintiff filed his Notice of
26 Appeal (ECF No. 45) which shall be treated as an objection to the report and recommendation.

28 ¹ Refers to Court's docket number.

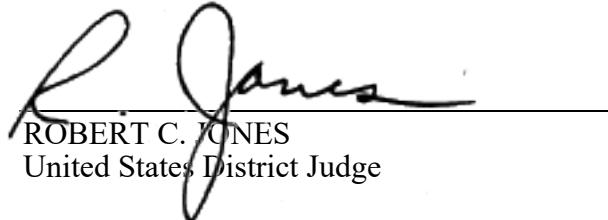
1 The Court has conducted its *de novo* review in this case, has fully considered the
2 pleadings and memoranda of the parties including the parties' objections to the Minutes of the
3 Court and/or Report and Recommendation and other relevant matters to 28 U.S.C. §
4 636(b)(1)(B) and Local Rule IB 3-2.
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6 **IT IS HEREBY ORDERED** that United States Magistrate Judge Baldwin's Minutes of
7 the Court and/or Report and Recommendation (ECF No. 45), shall be **ADOPTED and**
8 **ACCEPTED.**

9 **IT IS FURTHER ORDERED** that Plaintiff's Emergency Motion for Temporary
10 Restraining Order/Preliminary Injunction and Notice of Breach of Contract (ECF Nos. 42 and
11 43) are **DENIED**.

12 **IT IS SO ORDERED.**

13 Dated this 15th day of March, 2021.

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15 ROBERT C. JONES
16 United States District Judge
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